

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Emery et al.

Group Art Unit: 1646

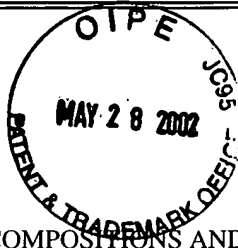
Serial No.: 10/038,504

Examiner: Unknown

Filed: January 3, 2002

Docket No.: 293.00020101

Confirmation No.: 5492



Title: IMMUNIZING COMPOSITIONS AND METHODS OF USE

Assistant Commissioner for Patents

Attn: Box Missing Parts

Washington, D.C. 20231

We are transmitting the following documents along with this Transmittal Sheet (which is submitted in triplicate):

- ☒ An itemized return postcard.
- ☐ A Petition for Extension of Time for \_\_ month(s) and a check in the amount of \$\_\_ for the required fee.
- ☒ Checks in the amounts of \$ 130.00 and \$1,758.00, for missing parts surcharge and application filing fee.
- ☐ A certified copy of a \_\_ application, Serial No. \_\_, filed \_\_\_\_, the right of priority of which is claimed under 35 U.S.C. §119.
- ☒ Other: Communication Re: Missing Parts (1 pg.); copy of Notice to File Missing Parts of Nonprovisional Application (1 pg.); executed Declaration (4 pgs.); executed Election Under 37 C.F.R. §§3.71 and 3.73 and Power of Attorney (1 pg.); copy of Assignment (2 pgs.)

☐ No Additional fee is required. ☐ The fee has been calculated as shown:

Fee Calculation for Claims Pending After Amendment					
	Pending Claims after Amendment (1)	Claims Paid for Earlier (2)	Number of Additional Claims (1-2)	Cost per Additional Claim	Additional Fees Required
Total Claims				x \$18 =	
Independent Claims				x \$84 =	
One or More New Multiple Dependent Claims Presented? If Yes, Add \$280 Here →					
Total Additional Claim Fees Required					

**Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895. Triplicate copies of this sheet are enclosed.**

MUETING, RAASCH & GEBHARDT, P.A.

Customer Number: 26813



**26813**

PATENT TRADEMARK OFFICE

By: David L. Provence  
 Name: David L. Provence  
 Reg. No.: 43,022  
 Direct Dial: 612-305-1005  
 Facsimile: 612-305-1228

**CERTIFICATE UNDER 37 CFR §1.10:**

"Express Mail" mailing label number: EL888273051US

Date of Deposit: 28 May 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Attn: Box Missing Parts, Washington, D.C. 20231.

By: Jackie Torborg  
 Name: JACKIE TORBORG

(LARGE ENTITY TRANSMITTAL UNDER RULE 1.10)



PATENT

Docket No. 293.00020101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Emery et al. ) Group Art Unit: 1646  
Serial No.: 10/038,504 ) Examiner: Unknown  
Confirmation No.: 5492 )  
Filed: January 3, 2002 )  
For: IMMUNIZING COMPOSITIONS AND METHODS OF USE

COMMUNICATION RE: MISSING PARTS

Assistant Commissioner for Patents  
Attn: Box Missing Parts  
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Application," enclosed is an executed Declaration by the named inventors. Enclosed is our check in the amount of \$130 for the missing parts surcharge. Also enclosed is our check in the amount of \$1,758 for the application filing fee. Please charge any additional fees or credit any over-payment to PTO Deposit Account No. 13-4895.

The application should now be in condition for examination. Please direct any inquiries to the undersigned attorney.

Respectfully submitted for

Emery et al.

By  
Mueeting, Raasch & Gebhardt, P.A.  
P.O. Box 581415  
Minneapolis, MN 55458-1415  
Telephone (612)305-1220  
Facsimile (612)305-1228  
Customer Number 26813



26813

PATENT TRADEMARK OFFICE

## CERTIFICATE UNDER 37 C.F.R. 1.10:

The undersigned hereby certifies that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated below and is addressed to the Assistant Commissioner for Patents, Attn: Box Missing Parts, Washington, D.C. 20231.

*Jackie Torberg*  
JACKIE TORBERG

"Express Mail" mailing label number:

EL888273051US

Date of Deposit: 28 May 2002

May 28, 2002  
Date

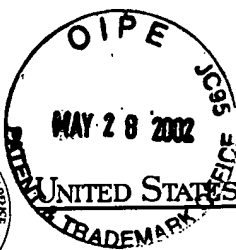
By:

*David L. Provence*

David L. Provence

Reg. No. 43,022

Direct Dial (612)305-1005



05-29-02

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/038,504	01/03/2002	Daryll A. Emery	293.00020101

CONFIRMATION NO. 5492

26813  
MUETING, RAASCH & GEBHARDT, P.A.  
P.O. BOX 581415  
MINNEAPOLIS, MN 55458

## FORMALITIES LETTER



\*OC000000007718120\*

Date Mailed: 03/26/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

06/04/2002 BABRAH1 00000094 134895 10038504

## FILED UNDER 37 CFR 1.53(b)

01 FC:101	740.00 OP
02 FC:102	840.00 OP
03 FC:103	740.00 CH 178.00 OP

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1758.
  - \$918 for 51 total claims over 20.
  - \$840 for 10 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2628.

06/04/2002 HBERHE 00000006 10038504  
~~01 FC:101 740.00 OP~~  
~~02 FC:103 594.00 OP~~  
~~03 FC:102 420.00 OP~~  
~~04 FC:998 4.00 OP~~

A copy of this notice **MUST** be returned with the reply.

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/03/2002 HBERHE 00000028 10038504

01 FC:101	740.00 OP
02 FC:105	130.00 OP
03 FC:102	420.00 OP
04 FC:103	458.00 OP
05 FC:105	130.00 OP

Adjustment date: 06/04/2002 HBERHE  
 06/03/2002 HBERHE 00000028 10038504  
~~01 FC:101 -740.00 OP~~  
~~02 FC:105 -130.00 OP~~  
~~03 FC:102 -420.00 OP~~  
~~04 FC:103 -458.00 OP~~

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